

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application

Inventor(s): James F. Zucherman, et al.

Appl. No.: 10/037,236

Confirm. No.: 6669

Filed: November 9, 2001

Title: INTER-SPINOUS PROCESS IMPLANT AND  
METHOD WITH DEFORMABLE SPACER

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PATENT APPLICATION

Art Unit: 3733

Examiner: Comstock, David C.

**Customer No. 23910**

**CERTIFICATE OF TRANSMISSION/MAILING UNDER 37 C.F.R. §1.8**

I hereby certify that this correspondence is being electronically transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: **Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450**, on the date shown below.

/Michael L. Robbins/

(Attorney Signature)

Michael L. Robbins, Reg. No. 54,774

Signature Date: 02/09/2007

**REPLY D TO OFFICE ACTION UNDER 37 C.F.R. § 1.111**

Commissioner for Patents

P.O. Box 1450

Art Unit 3733

Alexandria, VA 22313-1450

Sir:

This REPLY D is in response to the Office Action mailed August 18, 2006.

**AMENDMENTS**

Please amend the above-identified application as follows.